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#5 PCT

CASE IA/3-22334/PCT

CERTIFICATE OF MAILING

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Andrea Delecchi's
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Andrea Delecchi
Signature

8/2/05
Date

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF

JONATHAN HUGHES ET AL

APPLICATION NO: 10/523,301

FILED: JANUARY 31, 2005

FOR: PRODUCTION OF A FERMENTATION
PRODUCT

Group Art Unit: Unassigned

Examiner: Unassigned

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

SUPPLEMENTARY PRELIMINARY AMENDMENT

Sir:

This letter is in response to Office Communication mailed on June 28, 2005. The letter reads "the International Application (IA) states that there are 1 of 4 drawing pages but the printed IA only has 1 of 1 drawing, and the figures are not referenced in the specification.

Response is within 2 months of the mailing date of the communications. Thus no extension of time is due.

As per with Kaya L. Lewis Baltimore at the USPTO concerning this notice, Applicants are submitting a preliminary amendment inserting a section in the specification giving a brief description of the

drawings. Furthermore, Applicants state that there is only one page of drawings. The one page of drawings contains 3 separate figures.

The Commissioner is authorized to charge any fee due, or credit any overcharge, as a result of this Amendment to Deposit Account No. 03-1935.